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SP4

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/754,014	01/03/2001	Jeff Nordstrom	260/056	2763
25746	7590	04/20/2004	EXAMINER	
WONG CABELLO LUTSCH RUTHERFORD & BRUCCULERI, LLP 20333 SH 249, SUITE 600 HOUSTON, TX 77070			SULLIVAN, DANIEL M	
			ART UNIT	PAPER NUMBER
			1636	

DATE MAILED: 04/20/2004

Please find below and/or attached an Office communication concerning this application or proceeding.

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APPLICATION NO./ CONTROL NO.	FILING DATE	FIRST NAMED INVENTOR / PATENT IN REEXAMINATION	ATTORNEY DOCKET NO.
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EXAMINER

ART UNIT      PAPER

0404

DATE MAILED:

**Commissioner for Patents**

The amendment filed 21 July 2003 is not fully compliant with the provisions of revised 37 CFR 1.121. Although the amendment was filed prior to 30 July 2003, at which time the Office began to require that all amendments comply with revised Rule 1.121, the amendment directs replacement of all prior versions and listings of claims and therefore must comply with the revised Rule. The amendment does not account for claims 17-44 and 57-64. Although it is clear from the record that claims 17-44 have been canceled, Applicant's intention with regard to the status of claims 57-64 is unclear. Neither the claim listing nor the accompanying remarks contain any mention of claims 57-64. Although under the old Rule 1.121 it would be assumed that claims 57-64 are pending, the instructions that the claim listing filed 21 July replace all previous versions has effectively deleted the claims. As there is no statement as to Applicant's intention with regard to the claims 57-64, it is unclear whether the effective deletion of the claims was inadvertent.

Applicant should reply to this communication by filing a new claim listing according to the revised Rule 1.121 format, which clearly indicates the status of all claims pending during prosecution. The present status of the claims is as they appear on the 21 July claim listing. Claims 57-64 are no longer pending. If Applicant wishes to pursue the subject matter of any of claims 57-64, it should be reintroduced beginning with claim 65.

Since the above-mentioned reply appears to be bona fide, applicant is given ONE (1) MONTH or THIRTY (30) DAYS from the mailing date of this notice, whichever is longer, within which to supply the omission or correction in order to avoid abandonment. EXTENSIONS OF THIS TIME PERIOD MAY BE GRANTED UNDER 37 CFR 1.136(a).

  
DAVID GUZO  
PRIMARY EXAMINER